# DEC 1 2 2005

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of:

Group Art Unit:

3748

Ryan McGee et al.

Examiner:

Binh Q. Tran

Serial No.:

10/710,750

Filed:

July 30, 2004

For:

VEHICLE AND METHOD FOR OPERATING A VEHICLE

TO REDUCE EXHAUST EMISSIONS

Attorney Docket No.: 81098400 / FMC 1744 PUS

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Mail Stop Petition
Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and §§ 1.97-1.98, the references listed and identified on the attached Form PTO/SB08A are being submitted herewith for consideration by the Examiner. This statement is being filed in accordance with 37 C.F.R. § 1.97(b).

Each item of information contained in this statement was first cited in a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement. A copy of the foreign Search Report is enclosed.

#### **CERTIFICATE OF MAILING (FIRST CLASS MAIL)**

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

BUECZOS Date of Deposit

Marc F. Malooley
Name of Person Signing

Signature Signature

Atty Dkt No. 81098400 / FMC 1744 PUS

S/N: 10/710,750

While this Statement is being filed in compliance with the duty of disclosure, citation of the listed references is not to be construed as an admission that any of the references are "material" as defined under 37 C.F.R. § 1.56(b). Consideration and entry into the record of the listed references is respectfully requested.

Respectfully submitted,

Ryan McGee et al.

By: Wase & Walooley

Marc F. Malooley

Reg. No. 50,624

Attorney/Agent for Applicant

Date: 8 DEC. 2005

BROOKS KUSHMAN P.C.

1000 Town Center, 22nd Floor Southfield, MI 48075-1238

Phone: 248-358-4400 Fax: 248-358-3351

PTO/SB/08A (10-96) [MODIFIED]
Approved for use through 10/31/99. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Stitute for Form 1449A/PTO

### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/710,750

Filing Date July 30, 2004

First Named Inventor Ryan McGee et al.

Group Art Unit 3748

Examiner Name Binh Q. Tran

Attorney Docket Number 81098400 / FMC 1744 PUS

(use as many sheets as necessary)

Sheet 1 of 1

U.S. PATENT DOCUMENTS							
Examiner	Cite	U.S. PATENT DOCUMENT		Name of Patentee or	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant	
Initials	No.1	Number	(if known)	Applicant of Cited Document	MM-DD-YYYY	Passages or Relevant Figures Appear	
				<del></del>			
-						· · · · · · · · · · · · · · · · · · ·	
		· · · · · · · · · · · · · · · · · · ·					
		•					
	. <u></u>						
<del> </del>							
			<del></del>				
					-		

FOREIGN PATENT DOCUMENTS								
Examiner Initials	Cite No.1	Foreign Patent Document  Kind Code <sup>5</sup> Office <sup>3</sup> Number <sup>4</sup> ( <i>if known</i> )			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		WO 20	004/108468 A	1	Toyota Motor	12-16-2004		
		WO 00	0/23295		Renault	04-27-2000		
		JP 20	003120263		Toyota Motor	04-23-2003		
		JP 20	002285883		Mitsubishi	10-03-2002		
	· <b></b>	JP 09	9-154204		Mitsubishi	06-10-1997		
		JP 20	004278465		Nissan Motor	10-07-2004		
							•	
					•			

Examiner	Date	-
Signature	Considered	

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.